HON'BLE MS JUSTICE G. ROHINI

WRIT PETITION NO. 10948 OF 1998

DATE: 15.03.2007

Between:

Kalesam Pullaiah, S/o Thippaiah and one another.

…Petitioners

AND

1. The District Collector, Chittoor, Chittoor District and two others.

….Respondents

HON'BLE MS JUSTICE G.

ROHINI

WRIT PETITION NO. 10948 OF 1998

ORAL ORDER:

This Writ Petition is filed, seeking a declaration that the alleged action of the respondents in proposing to issue House site pattas in respect of the lands belonging to the petitioners to an extent of Ac. 3.00, Ac.1.00 and Ac. 0.46 cents, situated in S.Nos. 1310, 1316 and 1317 respectively of Vempalli Revenue Village, Madanapalli Revenue Mandal, Chittoor District, as arbitrary and illegal.

2. This Court while directing Rule Nisi by order dated 21.4.1998, directed the respondents not to assign lands in question to any third parties and the said order continued to be in operation throughout. None of the respondents have chosen to file a counter affidavit contradicting the ownership, title and possession claimed by the petitioners in respect of the land in question.

3. Having regard to the facts and circumstances and in the absence of any counter affidavit, I deem it appropriate to dispose of the Writ Petition with a direction to the respondents not to interfere with the possession of the petitioners in respect of the land in question in any manner whatsoever, without following the due process of law. No order as to costs.

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G. ROHINI, J

Date: 15.03.2007
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